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THE ANDHRA PRADESH GAZETTE PUBLISHED BY AUTHORITY

W.No.20

AMARAVATI, TUESDAY, MAY 20, 2025

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PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

CHIEF EXECUTIVE OFFICER, A.P. STATE WAQF BOARD

4th FLOOR, IMDADAGHAR, OPP: KALESWARAO MARKET, VIJAYAWADA.

F.No.01/JMSQ/AZMB/VSP/T/2018.

Date: 21-04-2025.

VISAKHAPATNAM DISTRICT - AZEEMABAD, GAJUWAKA (V & M) SUNNI JAMIA MASJID AND ITS ATTACHED PROPERTIES - SRI MOHAMMED MADEENA VALI S/o. ABDUL SUBHAN APPOINTED AS MUTAWALLI U/Sec.63 OF THE WAQF ACT, 1995 (AS AMENDED ACT, 2025) FOR A PERIOD OF TWO (2) YEARS.

- Read :
1. This office proceedings in F.No.01/JMSQ/AZMB/T/2018, Dt:07-02-2019.
 2. This office proceedings in F.No.01/JMSQ/AZMB/T/2018,Dt:11-04-2023.
 3. Joint representation of Sri Mohammed Madeena Vali S/o Abdul Subhan and Sri Mohammed Ishaq S/o late Mohammed Hussain,Dt:18-01-2023.
 4. Compliant petition of Sri Abdul Khadar Basha, dated:29-03-2023.
 5. This Office orders of even No., Dated:08-08-2023.
 6. Report of the Inspector Auditor Waqfs, Visakhapatnam district, Dated: 10-02-2025.
 7. Board's Resolution No.35/2025, dated.02-04-2025.

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ORDER:

The Waqf institution namely Sunni Jamia Masjid situated at Azeemabad, Gajuwaka Village & Mandal, Visakhapatnam District is a notified Waqf property and got published in AP. Gazette No.47, Part-II, Dated:30-11-1961 at Serial No.89. The said institution is covered in the 1st Survey Commissioner's report Survey 1956 vide FC No. 533 at serial No.17, Visakhapatnam at Column No.10 the name of the Mutawallies and their details are not specified.

In the ref.1st read above, the Board has appointed Sri Abdul Azeem, S/o. late Subhan as Mutawalli U/sec.63 of Waqf Act,1995 for a period of two (2) years vide proceedings in F.No.01/JMSQ/AZMB/VSP/T/2018, dated:07-02-2019 and the term of Mutawalli has been expired on 06-02-2021 and the said Mutawalli also expired on 02-09-2021.

In the ref.2nd read above, the AP State Waqf Board has taken institution in respect of Sunni Jamia Masjid and its attached movable and immovable properties under direct management of Waqf Board and the Inspector Auditor Waqfs, Visakhapatnam district is looking the day to day affairs of the institution.

In the ref.3rd read above, a joint representation has been received from Sri Mohammed Madeena Vali S/o Abdul Subhan and Sri Mohammed Ishaq S/o late Mohammed Hussain along with representation of Mussallies of the Sunni Jamia Masjid, Azeemabad, Gajuwaka (V&M) and requested to appoint them as Mutawalli and joint Mutawalli respectively due to their forefathers were rendered the services of the said institution.

In the ref.4th read above, this office has received compliant petition from Sri.Abdul Khadar Basha, R/o. Visakhapatnam District against Sri Madina Vali, Sri Md. Shakir, Masjid Imam and others with regard misusing the Mosque and Dargah funds and requested to take action against them.

In the ref.5th read above, Sri Abdul Khuddus, Executive Officer of APSWB, who was deputed for Inquiry have enquired with the Mussallies / devotees in the locality and submitted his report vide ref.6th read above that the complaints made in the ref.4th read above by Sri Abdul Khadar Basha @ Bahadur were baseless and false moreover the Enquiry Officer suggested that during his enquiry the Mussallies were given a representation that Sri Mohammed Madeena Vali S/o Abdul Subhan and Sri Mohammed Ishaq S/o late Mohammed Hussain may appoint them as joint Mutawallies to the subject institution for its better management .

In the ref.6th read above, the Inspector Auditor Waqfs, Visakhapatnam district has reported that the Waqf institution Jamia Masjid is a notified Waqf and got published in AP Gazette No.47, Part-II, Dated:30-11-1961 at Serial No.89 and its allied un-notified properties are under supervision by the Jamia Masjid, Azeemabad, Gajuwaka and allied properties derails are under:

1. Burial ground at Vantillu, Kanthi Road, Gajuwaka :
The Burial ground is located in Sy.No.36/Part with an extent of 701.02 sq.Yards of Gajuwaka Village.
2. Burial ground near Jamia Masjid, Gajuwaka :
The above said burial ground is located in Sy.no.72/1 with an extent of 1216.76 Sq.Yards of Gajuwaka Village.
3. Idagah at Balacheruvu Road, Gajuwaka:
The above said Idagah is located in Sy.No.66/6 with an extent of 1216.76 Sq.yrds of Gajuwaka Village and the institution is having (9) shops and the income derived an amount of Rs.2,64,500/- Per annum.
4. Idgah (old) near Kanithi Road, Gajuwaka :
It is situated at Gajuwaka in Sy.No.49/part with an extent of 622.49 Sq.Yards at Gajuwaka having two (2) shops existing and derived income an amount of Rs.6,200/- per month
5. Panja (Ladies Community Hall), Gajuwaka:
It is situated at Gajuwaka in Sy.No.60/1 part with an extent of 180.00Sq.Yards
6. Madrasa Gouse Ul azam, Gajuwaka:
It is situated at Gajuwaka in Sy.No.60/1 part with an extent of 200.67 Sq.Yards.
7. Dargah Hzt Syed Madeena shah Auliya (Rh), Gajuwaka:
It is situated at Gajuwaka in Sy.No.86/part with an extent of 254.22 Sq.Yards (in konda hill) the income derived for an amount of Rs.2,50,000/- from the Hundies for the financial year 2024-2025.

Further the Sunni Jamia Masjid is not having income but its allied properties are derived total income for an amount of Rs.5,88,900/- per annum.

Further the Inspector Auditor Waqfs, Visakhapatnam District has reported that the above subject institutions and its allied institutions were maintained by the (1) Sri Mohammed Madeena Vali S/o Abdul Subhan and (2) Sri Mohammed Ishaq S/o late Mohammed Hussain, who are brothers of the then Mutawalli late Abdul Azeem and finally he has requested may be consider the report of Executive Officer, dated: 13-08-2023 and for recognize them as Mutawalli and joint Mutawalli of Azeemabad Jamia Masjid and other supervised institutions.

The entire matter was placed before the Board in its meeting held on 02-04-2025 and after examined the above matter with available records, the Board unanimously resolved vide Resolution No.35/2025, dated:02-04-2025 that to appoint Sri Mohammed Madeena Vali S/o. Abdul Subhan as Mutawalli U/sec.63 of Waqf Act, 1995 for the subject institution for a period of two (2) years to Sunni Jamia Majid and its attached properties Azeemabad, Gajuwaka (V &M), Visakhapatnam District vide ref.7th read above.

Accordingly, Sri Mohammed Madeena Vali S/o. Abdul Subhan is hereby appointed as Mutawalli U/sec.63 of Waqf Act,1995 (as amended Act,2025) for Sunni Jamia Majid and its attached properties Azeemabad, Gajuwaka (V &M), Visakhapatnam District for a period of two (2) years for managing the affairs of the subject institution and its attached properties from the date of issue of this orders by following Waqf Act,1995 and Waqf Rules made therein.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act,1995 (as amended Act,2025) read with A.P.Waqf Rules, 2023 and should follow the instructions issued by the Board from time to time he should submit the Accounts U/sec.46 of Waqf Act, 1995 (as amended Act,2025) and Budget U/sec.44 of Waqf Act, 1995 (as amended Act,2025) and pay the Waqf fund to the Board every year duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec.61 and 64 of the Waqf Act, 1995 (as amended Act,2025) as the duties mentioned below:

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board, to allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereto.
- c) To discharge all public duties. To do any other Act which he is Lawfully required to do so or under this Act.
- d) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- e) The Mutawalli should follow the Norms fixed under Section 56 of the Waqf Act, 1995 with an amended Waqf Act,2025 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 while leasing of attached Waqf properties through A.P. State Waqf Board.
- f). The Mutawalli shall open account in any Nationalized Bank and all the transactions shall be reflected therein.

As per Sec.101(2) of Waqf Act,1995(as amended Act,2025), " Every Mutawalli of a Waqf, every member of Managing Committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be deemed to be a public servant within the meaning of

"Clause (28) of section 2 of the Bhartiya Nyaya Sanhita, 2023". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawalli shall also noted that Sec.3(ee) defined encroacher, and to punishable as per provisions of Waqf Act in force. Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously.

The APSWB reserves its right to modify / cancel / alter / withdraw the order at any time without assigning any reasons thereof.

SHAIK MOHAMMAD ALI,
Chief Executive Officer (FAC),
A.P. State Waqf Board, Vijayawada.

To

Sri Mohammed Madeena Vali S/o. Abdul Subhan,
Mutawalli of Sunni Jamia Majid
and its attached properties Azeemabad,
Gajuwaka (V &M), Visakhapatnam District.

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